

Message Text

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ACTION IO-13

INFO OCT-01 ADP-00 L-03 AF-10 ARA-11 EA-11 EUR-25 NEA-10

RSC-01 COA-02 EB-11 OIC-04 CIAE-00 DODE-00 PM-09 H-02

INR-09 NSAE-00 NSC-10 PA-03 PRS-01 SS-14 USIA-12

ACDA-19 AEC-11 AGR-20 CG-00 COME-00 DOTE-00 FMC-04

INT-08 JUSE-00 NSF-04 OMB-01 SCI-06 CEQ-02 EPA-04

RSR-01 (ADP) W

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R 121312 Z MAR 73

FM USMISSION USUN NY

TO SECSTATE WASHDC 6958

UNCLAS USUN 0833

E. O. 11652: N/ A

TAGS: PBOR, UN

SUBJ: LOS: WORKING GROUP I: SECOND AND THIRD MEETINGS,
MARCH 9

1. WORKING GROUP (WG) 1 MET TWICE ON MARCH 9. AT FIRST SESSION, FOLLOWING BRIEF REMARKS BY CHAIRMAN PINTO TO EFFECT THAT PROGRESS OF WG AT JULY- AUGUST 1972 SESSION MAY HAVE BEEN MORE APPARENT THAT REAL, WG BEGAN CONSIDERATION OF ART. IX IN DRAFT TEXTS PREPARED AT LAST SESSION (APPLICABILITY OF PRINCIPLES AND RULES OF INTERNATIONAL LAW).

2. UK BEGAN BY REITERATING OBJECTION TO INCLUSION OF REFERENCE TO DECLARATION ON GRANTING OF INDEPENDENCE TO COLONIAL COUNTRIES AND PEOPLES.

3. REMAINDER OF MORNING DEVOTED TO DEBATE ON FIRST THREE LINES OF ART. IX. ISSUE CONCERNED WHETHER ARTICLE WOULD APPLY TO STATES ONLY OR TO OTHER JURIDICAL ENTITIES AS WELL. FIVE ALTERNATIVE FORMULATIONS WERE DEVELOPED.
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4. IN AFTERNOON, WG AGREED ON TWO ALTERNATIVE FORMULA-

TIONS: (1) (PROPOSED BY CANADA): " GEIN BRACKETS ALL
END BRACKETS ACTIVITIES IN THE AREA AND IN REGARD TO THE
AREA SHALL BE IN ACCORDANCE WITH....:" AND (2) " STATES SHALL
ACT IN AND IN REGARD TO THE AREA IN ACCORDANCE WITH..."
WHILE THERE WAS GENERAL SUPPORT FOR ADOPTION OF CANADIAN
FORMULA ALONE AS A COMPROMISE (BY WHICH ISSUE OF WHO AND
WHAT ENTITIES WOULD EXPLOIT SEABEDS WOULD BE POSTPONED).
POLISH REP INSISTED IN RETAINING ALTERNATIVE FORMULATIONS.
BRAZILIAN REP INSISTED ON ADDITION OF " ALL" IN FIRST
FORMULATION.

5. REMAINDER OF SESSION DEVOTED TO PROTRACTED DEBATE ON
PHRASES " THOSE CONTAINED IN" AND " TAKING INTO ACCOUNT" AND
ON WHAT DECLARATIONS TO REFER TO. ROMANIA URGED USE OF
LANGUAGE IN PARA. SIX OF DECLARATION OF PRINCIPLES.
TRINIDAD AND TOBAGO STRONGLY URGED DELETION OF ENTIRE
ARTICLE AS UNNECESSARY. THERE WAS EXTENSIVE
AND INCONCLUSIVE DISCUSSION AS TO WHETHER DECLARATION ON
COLONIALISM SHOULD BE INCLUDED AS A DECLARATION TO BE
TAKEN INTO ACCOUNT. SOVIET REP GAVE LONG, RHETORICAL
STATEMENT URGING ITS RETENTION. INDIA PROPOSED THAT
ARTICLE REFER SPECIFICALLY ONLY TO DECLARATION ON FRIENDLY
RELATIONS AND GENERALLY TO OTHER RELEVANT DECLARATIONS.

6. A SMALL DRAFTING GROUP WILL MEET MONDAY, MARCH 12 TO
TRY TO COMPLETE NEGOTIATIONS IN ART IX BEFORE WG RECON-
VENES AT 10:30 AT WHICH TIME CHAIRMAN PINTO CLEARLY
HOPES TO PROCEED TO ART. X.
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